

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 * * *

4 DAMON POWELL,

5 Plaintiff,

6 v.

7 STATE OF NEVADA, et al.,

8 Defendants.
9

Case No. 2:18-cv-02378-JAD-CWH

ORDER

10 The court is in receipt of a complaint filed by plaintiff Damon Powell. (ECF No. 1-1.)
11 Plaintiff's complaint does not include an application to proceed *in forma pauperis*, nor has
12 plaintiff paid the \$400.00 filing fee. Plaintiff is advised that under 28 U.S.C. § 1914(a), a filing
13 fee of \$350.00 is required to commence a civil action in district court. Additionally, based on the
14 Judicial Conference Schedule of Fees, District Court Miscellaneous Fee Schedule, effective
15 September 1, 2018, a \$50.00 administrative fee applies for filing a civil action in district court,
16 making the total filing fee \$400.00. Under 28 U.S.C. § 1915(a)(1), the court may authorize the
17 commencement of a civil case "without prepayment of fees and costs or security therefor." A
18 prisoner seeking to commence a civil action without the prepayment of fees must complete an
19 application to proceed *in forma pauperis* and attach (1) an inmate account statement for the past
20 six months, and (2) a properly executed financial certificate. 28 U.S.C. § 1915(a)(2); LR LSR 1-
21 2. Thus, plaintiff must either pay the \$400.00 filing fee or submit an application to proceed *in*
22 *forma pauperis* within 30 days of this order.

23 IT IS THEREFORE ORDERED that plaintiff Powell must pay the \$400.00 filing fee or
24 submit a complete application to proceed *in forma pauperis* within 30 days of this order.
25

26 DATED: December 19, 2018

27
28 
C.W. HOFFMAN, JR.
UNITED STATES MAGISTRATE JUDGE